IN THE HIGH COURT OF JUDICATURE AT BOMBAY
CRIMINAL APPELLATE JURISDICTION
CRIMINAL APPLICATION NO.3731 OF 2005

Uttam Sambhaji Shivsharan ...Applicant

vs.

The State of Maharashtra ...Respondent

Mr.Ujwal R.Agandsurve for the Applicant

CORAM: A.S.OKA,J.
DATE : JUNE 17,2005.

P.C.:

1. Heard Counsel appearing for the Applicant. This Application under Section 438 of the Code of Criminal Procedure, 1973 is filed for claiming parity on the basis of order dated 9th June 2005 passed by this Court in Criminal Application No.3239 of 2005.

2. By the aforesaid order the another accused in the same case was ordered to be protected by anticipatory bail. The learned A.P.P. has fairly stated that considering the allegations made against the Applicant he is entitled to claim the parity.

3. Perusal of the order passed by the learned Sessions Judge, Solapur shows that it is not the case of the prosecution that the Applicant has criminal antecedents. In view of this situation, the Applicant is entitled to relief on the basis of parity.

4. Hence, I pass the following order.

i) In the event of arrest of the Applicant in connection with C.R.No.59 of 2005 registered at Sadar Bazar Police Station, Solapur, the Applicant shall be enlarged on bail subject to furnishing P.R.Bond in the sum of Rs.10,000/-(Rupees ten thousand only) with two local sureties in the like amount.

ii) The Applicant is directed to attend the concerned Police Station on every Monday and Thursday from 11.00 a.m. to 2.00 p.m.

iii) This order will enure to the benefit of the Applicant only till the expiry of period of fifteen days from the date of filing charge sheet.

JUDGE